

SECOND REGULAR SESSION

SENATE BILL NO. 684

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR RUPP.

Pre-filed December 1, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

3335S.011

AN ACT

To repeal section 453.170, RSMo, and to enact in lieu thereof one new section relating to adoptions occurring in a foreign country.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 453.170, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 453.170, to read as follows:

453.170. 1. When an adoption occurs pursuant to the laws of other states
2 of the United States, Missouri shall, from the date of adoption hold the adopted
3 person to be for every purpose the lawful child of its parent or parents by
4 adoption as fully as though born to them in lawful wedlock, and such adoption
5 shall have the same force and effect as adoption pursuant to the provisions of this
6 chapter, including all inheritance rights.

7 2. When an adoption occurs in a foreign country and the adopted child has
8 migrated to the United States with the permission of the United States
9 Department of Justice and the United States Department of Immigration and
10 Naturalization Services, this state shall recognize the adoption. The department
11 of health and senior services, upon receipt of proof of adoption as required in
12 subsection [7] 9 of section 193.125, RSMo, shall issue a birth certificate for the
13 adopted child upon request on forms prescribed and furnished by the state
14 registrar pursuant to section 193.125, RSMo.

15 3. The adoptive parent or parents may petition the court pursuant to this
16 section to request a change of name. The petition shall include a certified copy
17 of the decree of adoption issued by the foreign country and documentation from
18 the United States Department of Justice and the United States Department of
19 Immigration and Naturalization Services which shows the child lawfully entered

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 the United States. The court shall recognize and give effect to the decree of the
21 foreign country and grant a decree of recognition of the adoption and shall change
22 the name of the adopted child to the name given by the adoptive parent, if such
23 a request has been made.

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